

REMARKS

Claims 1 - 46 remain active in this application. Claims 2 - 6, 8, 9, 11, 12, 14, 15, 17, 18, 21, 22, 24 - 44 and 46 have been withdrawn from consideration as being non-elected, without traverse, in response to a requirement for restriction. Claims 1, 7, 10, 13 and 16 have been amended to improve form and for emphasis. Support for the amendments of the claims is found throughout the application, particularly in Figures 6 - 15 and the description thereof on pages 14 - 25. No new matter has been introduced into the application.

The Examiner has objected to claims 7, 10, 13 and 16 because of the phrase "for example" which is asserted to render the claim unclear. This objection is respectfully traversed as being moot in view of the amendments made above which deletes the phrase found objectionable by the Examiner. However, it is respectfully submitted that the phrase does not, in fact, raise any question as to whether or not the following language forms part of the claimed invention, particularly in a dependent claim although it is conceded that the phrase may cause difficulty in determination of the scope of the claim in regard to other subject matter of which the recitation might arguably be exemplary.

Claims 1, 7, 10, 13, 16 and 45 have been rejected under 35 U.S.C. §102 as being anticipated by Applicant's admitted prior art (APAA) and claims 19 - 20 and 23 have been rejected as being obvious over Applicant's admitted prior art. No other references have been applied against the elected claims or otherwise relied upon. These grounds of rejection are

respectfully traversed.

It has long been established that the Examiner must consider everything the Applicant has said about the prior art in order to determine the scope of any admission. See, for example, *In re Nomiya*, 184 USPQ 607 at 612 (CCPA, 1975). In the above grounds of rejection, the Examiner has explicitly relied upon passages on pages 1 - 3 which indicate that it is known to provide a location on a home page (which may consist of many pages or screens) from which an e-mail transmission page may be selected and which will then appear on the screen to be used for an e-mail communication by the user to the creator of the home page. However, this arrangement, illustrated in Figures 2a and 2b, does not necessarily make clear whom the person will be that is designated as the destination, as noted on page 4, lines 6+, of the present application and can lead to errors in destination address and/or disclosure of confidential information. It is also indicated to be known to display photographs on one or more pages of a home page (Figure 3a) which are linked to respective home pages (Figure 3b) of persons in respective photographs wherein the home page may or may not include an e-mail transmission page (Figure 3c). However, the home page of the person may not include a provision for an e-mail transmission page, in which case, the communication by the home page is unidirectional only (e.g. from the home page creator to the user) and, if such an e-mail transmission page is provided among the pages of the home page corresponding to the person in the photograph, the user must still search through the home page to find the region from which the e-mail transmission page may be accessed. That is, there is

no direct connection between the selection of a photograph or other information which is displayed and the accessing of an e-mail transmission page with a transmission destination designated in accordance with the photograph. More specifically, there is no admission in pages 1 - 3 that

*"designating said transmission
destination by designating said information;
"displaying on said terminal an
information transmission page in which the
destination is set to said transmission
destination"*

as recited in original claim 1, emphasis added, is within the prior art, particularly in view of the deficiencies of the prior art explicitly stated on pages 4 and 5 of the present specification.

Therefore, the Examiner has not properly evaluated the Applicant's discussion of the prior art in its entirety and clearly has not made a *prima facie* demonstration of either anticipation or obviousness based upon admitted prior art in regard to any claim to which either ground of rejection has been asserted.

Moreover, it is respectfully submitted that the asserted grounds of rejection are particularly untenable in view of the amendment to claim 1 made above in which it is recited that the information transmission page is displayed "responsive to said designating step". This recitation serves to emphasize the functions not only of providing a direct linkage between the selection of information such as a picture, which avoids ambiguity in regard to an intended recipient/addressee of the information (e.g. as might arise from coincidence of names or the transmission destination established for an information transmission

page to be selected from a home page) and an address corresponding to the selected information but also clearly and explicitly supports the function of a direct linkage from the photograph of other identification information to the access to an information transmission page directed to a destination corresponding to the designated information as well as avoiding the arduous search for a point of access to a transmission page which may not even be provided in the home page. Nothing remotely resembling this explicitly claimed subject matter is taught or remotely suggested in the admitted prior art, particularly if properly evaluated in regard to the scope thereof.

Accordingly, it is respectfully submitted that the asserted grounds of rejection are clearly in error and that no *prima facie* demonstration of anticipation or obviousness has been or can be made based on Applicant's admitted prior art. Therefore it is respectfully requested that the grounds of rejection of record be reconsidered and withdrawn.

Since all rejections, objections and requirements contained in the outstanding official action have been fully answered and shown to be in error and/or inapplicable to the present claims, it is respectfully submitted that reconsideration is now in order under the provisions of 37 C.F.R. §1.111(b) and such reconsideration is respectfully requested. Upon reconsideration, it is also respectfully submitted that this application is in condition for allowance and such action is therefore respectfully requested.

If an extension of time is required for this response to be considered as being timely filed, a conditional petition is hereby made for such extension

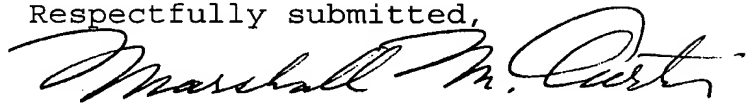
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of time. Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Marshall M. Curtis".

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